## **REMARKS**

Favorable reconsideration of the application is respectfully requested in light of the amendments and remarks herein.

By this amendment, claims 1-27 have been canceled, and new claims 28-35 have been added. Upon entry of this amendment, claims 28-35 will be pending.

## §112 Rejection of Claims 1-27

In Section 2 of the Office Action, the Examiner has rejected claims 1-27 under 35 U.S.C. §112, second paragraph, as being indefinite. As noted above claims 1-27 have been canceled, thereby obviating this rejection. Accordingly, it is submitted that the Examiner's rejection of claims 1-27 based upon 35 U.S.C. §112, second paragraph, has been obviated and withdrawal thereof is respectfully requested.

It is respectfully submitted that this rejection would not apply to new claims 28-35.

## Conclusion

In view of the foregoing, entry of this amendment, and the allowance of this application with claims 28-35 is respectfully solicited.

In regard to the claims amended herein and throughout the prosecution of this application, it is submitted that these claims, as originally presented, are patentably distinct over the prior art of record, and that these claims were in full compliance with the requirements of 35 U.S.C. §112. Changes to these claims, as presented herein, are not made for the purpose of patentability within the meaning of 35 U.S.C. §§101, 102, 103 or 112. Rather, these changes are

 $\begin{picture}(100,0) \put(0,0){\line(0,0){100}} \put(0,0){\line(0,0){10$ 

PATENT Serial No. 09/479,281 Attorney Docket No. 450117-02159

made simply for clarification and to round out the scope of protection to which Applicants are entitled.

In the event that additional cooperation in this case may be helpful to complete its prosecution, the Examiner is cordially invited to contact Applicants' representative at the telephone number written below.

The Commissioner is hereby authorized to charge any insufficient fees or credit any overpayment associated with the above-identified application to Deposit Account 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

By: Hans R. Mahr, Reg. No. 46,138 for

William S. Frommer Reg. No. 25,506 (212) 588-0800